

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

Jeffrey W. Carpenter,

Plaintiff,

v.

Twin City Fire Insurance Company,

Defendant.

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Civil Action No. 3:23-CV-00769-N

FINAL JUDGMENT

This Court dismissed the remedies of punitive damages and injunctive relief [ECF No. 50]. This Court later granted summary judgment in favor of Plaintiff Jeffrey W. Carpenter on the only disputed element of the *Stowers* claim. [ECF No. 67]. For the reasons stated in its Order [ECF No. 67], and considering both the underlying state-court judgment [ECF No. 54, pp.5-12, PageID 3531-3538] (the “Prior Judgment”) and the Stipulation in which Twin City Fire Insurance Company admitted liability on all *Stowers* elements other than insurance coverage [ECF No. 54], IT IS ORDERED as follows:

1. Defendant Twin City Fire Insurance Company is now jointly and severally liable with Brian Potashnik, Southwest Housing Development Company, Inc., Southwest Housing Management Corporation, Inc. a/k/a and d/b/a Southwest Housing

EXHIBIT

1

Management Company, Inc., and Affordable Housing Construction, Inc., for payment of the Prior Judgment to Plaintiff Jeffrey W. Carpenter.

2. Specifically, Plaintiff Jeffrey W. Carpenter shall have and recover from Defendant Twin City Fire Insurance Company:

- a. \$928,020.76, which was the amount of actual damages in the Prior Judgment;
- b. prejudgment interest on that \$928,020.76 at the rate of 5.25% per annum simple interest from March 11, 2008 through December 16, 2018 [through the day before the date of the Prior Judgment];
- c. \$820,818.00, which was the amount of reasonable attorneys' fees in the Prior Judgment through December 16, 2018 [through the day before the date of the Prior Judgment];
- d. costs of court granted in the Prior Judgment;
- e. post-judgment interest on all the above amounts (a)-(d) at the rate of 5.25% per annum, compounded annually, from December 17, 2018 [the date of the Prior Judgment]
 - (1) through March 18, 2021, which is the day before the supersedeas bond amount of \$214,625.00 was paid on March 19, 2021;
 - (2) and continuing starting March 19, 2021 on the unpaid remainder after credit for the bond amount until the date the Prior Judgment is satisfied;
- f. \$128,700.00, representing the amount of then-conditional reasonable appellate attorneys' fees granted in the Prior Judgment;
- g. post-judgment interest on that \$128,700.00 at the rate of 3.97%, compounded annually from the date of this final judgment until paid; and
- h. costs of court for proceedings in this federal action.

All relief not expressly granted is denied. This is a final judgment.

IT IS SO ORDERED, this ____ day of _____, 2025, by

United States District Judge
David C. Godbey

AGREED AS TO FORM ONLY,

/s/

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